

Onyx Dkt No. 1047.DIV

USSN: 10/669,768

PATENT

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## CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, United States Patent and Trademark Office, (Fax No. 571-273-8300) on the date indicated.

Signature

Date of Transmittal

JUL 15 2008

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: SHEN, Y., et al.	Confirmation No.: 8135
Serial No.: 10/669,768	Art Unit: 1633
Filing Date: 24 September 2003	Examiner: Marvich, M.
Title: ADENOVIRUS E1B-55K SINGLE AMINO ACID MUTANTS AND METHODS OF USE	

## NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The final rejection mailed 15 January 2008 is hereby appealed to the Board of Patent Appeals and Interferences.

Notice of Appeal Fee not required.  
 Attached is a check to cover the Notice of Appeal Fee of  \$255.00  \$510.00.  
 An authorization to charge the Notice of Appeal Fee of  \$255.00  \$510.00.  
 to Deposit Account No. 15-0615.

The Commissioner is hereby authorized to charge to Deposit Account No. 15-0615 (please reference ONYX 1047.DIV) any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, with the exception of the payment of the issue fee.

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Please direct all further communications in this application to:

Gregory Giotta, Esq.  
ONYX Pharmaceuticals, Inc.  
2100 Powell Street  
Emeryville, CA 94608  
Phone: (510) 597-6502  
Facsimile: (510) 597-6610.

Respectfully submitted,

Date: 15 July 2008

By: Gary R. Fabian  
Gary R. Fabian, Ph.D.  
Registration No. 33,875  
Agent for Applicants

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*Gary R Fabri*  
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*15 July 2008*

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